

District Judge Marsha J. Pechman  
Magistrate Judge Mary Alice Theiler

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TUSHAR BHARATBHAI PATEL,

Petitioner,

v.

U.S. DEPARTMENT OF HOMELAND  
SECURITY, *et al.*,

Respondents.

Case No. C19-2009 MJP-MAT

STIPULATED MOTION FOR  
ORDER OF DISMISSAL

**Noted for consideration:  
January 7, 2020.**

**JOINT STIPULATION**

The parties, through their undersigned counsel, hereby stipulate and agree that Petitioner was served with a Notice to Appear (“NTA”), placing him in removal proceedings on January 7, 2020, rendering his *Thurassigiam*-based habeas petition moot. Form I-862 NTA, attached hereto as Exhibit A; *see also Thurassigiam v. U.S. Dept. of Homeland Sec.*, 917 F.3d 1097 (2019), *cert. granted*, -- S.Ct. --, 2019 WL 5281289 (Oct. 18, 2019). Accordingly, the parties hereby jointly move the Court for an order dismissing the Complaint without claim of either party for attorney’s fees or costs.

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1 Dated this 7<sup>th</sup> day of January, 2020.

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4 United States Attorney

5 s/ Jennifer Lesmez

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14 Attorney for Respondents

15 **ORDER**

16 **IT IS HEREBY ORDERED** that this case is dismissed without an award of costs to  
17 either party.

18 Dated this 8th day of January, 2020.

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20 Marsha J. Pechman  
21 United States District Judge

1 Presented by:

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